

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE-

In re	Application of:	HEMBROUGH ET AL.)
Application No.		10/608,886) Art Unit: 1614
Filed:		June 26, 2003)
For:		NS AND METHODS COMPRISING FIVATED RECEPTOR ANTAGONISTS)))
Docket No: Customer No:		05213-3041 (43170-286877) 23370))

RESPONSE TO NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures which was mailed on January 12, 2004, Applicants declare that all the requirements of a proper Response to the Notice to Comply were provided to the Commissioner for Patents on January 8, 2004 in a Response to Notice to File Missing Parts.

Applicants enclose copies of the Response to the Notice to File Missing Parts, a copy of the paper copy and a copy of the transmittal of the CRF of the Sequence Listing, a copy of the Petition for Extension of Time to file the Response to the Notice to File Missing Parts, a copy of the check in the amount of \$55.00 to cover the one-month extension-of-time and a copy of the returned postcard transmitting these items to the U.S. Patent and Trademark Office which is stamped as being received by the U.S. PTO on January 13, 2004.

CERTIFICATE OF MAILING

I hereby certify that this correspondence, along with any paper referred to as being attached or enclosed, is being deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this ______ day of February, 2004.

Sima Singadia Kulkarni – Reg. No. 43,732

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Applicants_believe_the_application_is_now in condition for allowance. Early and favorable consideration is earnestly solicited. If the Examiner believes there are other issues that can be resolved by telephone interview, or that there are any informalities remaining in the application which may be corrected by Examiner's Amendment, a telephone call to the undersigned attorney at (404) 752-2417 is respectfully solicited.

Respectfully submitted,

By: Sima Singadia Kulkarni

Reg. No. 43,732

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Our Docket: 43170-286877 (05213-3041)

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

FILDIG OR 371 (c) DATE 06/26/2003 10/608,886

FIRST NAMED APPLICANT Todd Hembrough

ATTORNEY DOCKET NUMBER

05213-3041 (43170-286877)

CONFIRMATION NO. 7823

FORMALITIES LETTER *OC000000011670809*

JOHN S. PRATT, ESQ KILPATRICK STOCKTON, LLP 1100 PEACHTREE STREET **SUITE 2800**

ATLANTA, GA 30309

APPLICATION NUMBER

23370

Date Mailed: 01/12/2004

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE **DISCLOSURES**

Filing Date Granted

Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

• This application clearly fails to comply with the requirements of 37 CFR. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase Patentin Software, call (703) 306-2600
- For Patentin Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

Replies should be mailed to:

Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450 Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY